

State of South Dakota

EIGHTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2009

400Q0267

HOUSE BILL NO. 1023

Introduced by: The Committee on Transportation at the request of the Department of
Transportation

1 FOR AN ACT ENTITLED, An Act to authorize the secretary of transportation to create limited
2 speed zones through highway work areas under certain conditions.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 32-25 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Notwithstanding the provisions of § 32-25-7 or of any rule promulgated pursuant to that
7 section, the secretary of transportation may establish limited speed zones on the state trunk
8 highways if highway work being performed necessitates maintaining head to head traffic
9 through or around the construction area and if the secretary of public safety and the secretary
10 or transportation, after consultation with the director of the highway patrol, agree the limited
11 speed zones are necessary for the safety of the traveling public. The beginning and end of each
12 limited speed zone established under this section shall be conspicuously posted with signs
13 showing the maximum speed permissible. The signs shall be posted during the period of time
14 the highway work being performed necessitates maintaining head to head traffic through or
15 around the construction area. The location and duration of this posting shall be filed with the



- 1 secretary of transportation. A violation of the speed limit established under the provisions of this
- 2 section is a Class 2 misdemeanor.